

251 North Avenue West, 2nd Floor
Westfield, NJ 07090

Mayer & Williams, PC
Attorneys At Law

RECEIVED
CENTRAL FAX CENTER

OCT 30 2006

Fax

To:	Commissioner for Patents	From:	David Bonham (703) 433-0510
Fax:	571-273-8300	Total pages:	17
Phone:		Date:	10/30/2006
Re:	In connection with Serial No. 10/789,398 please find enclosed a response to the Office Action mailed September 28, 2006.		
	Sincerely,		
	David Bonham		
cc: <i>Respt due to error in transmission. DBB</i>			
<input type="checkbox"/> Urgent <input type="checkbox"/> For Review <input type="checkbox"/> Please Comment <input type="checkbox"/> Please Reply <input type="checkbox"/> Please Recycle			

PRIVACY AND CONFIDENTIALITY NOTICE

The information contained in this communication is confidential and may be legally privileged. It is intended solely for the use of the individual or entity to whom it is addressed and others authorized to receive it. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or taking of any action in reliance on the contents of this information is strictly prohibited.

If you received this communication in error, please immediately notify us by a collect telephone call to the writer and return the original message and documents to us at the above address via the United States postal service.

Serial No. 10/789,398
Examiner Thomas Sweet

**RECEIVED
CENTRAL FAX CENTER**

OCT 30 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kathleen M. Miller

Serial No.: 10/789,398

Filed: 02/27/2004

TITLE: IMPLANTABLE OR INSERTABLE MEDICAL DEVICE RESISTANT
TO MICROBIAL GROWTH AND BIOFILM FORMATION

Art Unit: 3738

Examiner: Thomas Sweet

Confirmation No.: 4925

Docket No.: 98-P0151US2

VIA FACSIMILE 571-273-8300

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

Sir:

In response to the Office Action mailed September 28, 2006, kindly consider the following response to the outstanding restriction requirement: